

06/14/01  
jc860 U.S. PTO

Patent  
Attorney's Docket No. 026350-058

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY PATENT  
APPLICATION TRANSMITTAL LETTER

Box PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231

jc978 U.S. PTO  
09/880006  
06/14/01

Sir:

Enclosed for filing is the utility patent application of Yoji SAKAGAMI of 8-36, Nakata Jutaku, 1-9-11, Kitachikusa, Chikusa-Ku, Nagoya City, Aichi Pref., Japan; Heping YANG of 104-205, Chiyogaoka Danchi, 1, Chiyogaoka, Chikusa-Ku, Nagoya City, Aichi Pref., Japan; and Yoshikatsu MATSUBAYASHI of 105, Faubourg Y, 3-34, Karayama-Cho, Chikusa-Ku, Nagoya City, Aichi Pref., Japan for A PROMOTER DERIVED FROM PHYTOSULFOKINE PRECURSOR GENE.

- ☐ Applicant(s) hereby request(s) that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

- ☐ Applicant(s) suggest(s) Figure \_ for inclusion on the front page of the patent application publication and patent.

Also enclosed are:

- ☒ 7 sheet(s) of ☒ formal ☐ informal drawing(s);
- ☒ a claim for foreign priority under 35 U.S.C. §§ 119 and/or 365 is ☒ hereby made to Application No. 2000-179,826 filed in Japan on June 15, 2000, the certified copy of the priority document will follow;
- ☐ in the declaration;
- ☐ a certified copy of the priority document;
- ☐ a General Authorization for Petitions for Extensions of Time and Payment of Fees;
- ☐ an Assignment document;
- ☐ an Information Disclosure Statement;
- ☐ a patent application bibliographic data sheet; and
- ☐ Other: \_\_\_\_\_
- ☒ An ☒ executed ☐ unexecuted declaration of the inventor(s)
- ☐ also is enclosed ☒ will follow.
- ☐ Please amend the specification by inserting before the first line the sentence --This application claims priority under 35 U.S.C. §§ 119 and/or 365 to \_ filed in \_ on \_; the entire content of which is hereby incorporated by reference.--



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☐ Please amend the specification by inserting before the first line the sentence:

--This application is a continuation of International Application No.      filed on     , which International Application ☐ was ☐ was not published by the International Bureau in English on     ---

☒ **Small entity status is hereby claimed.**

☒ The filing fee has been calculated as follows ☒ and in accordance with the enclosed preliminary amendment:

| C L A I M S  |                  |            |                 |                   |                 |
|--|------------------|------------|-----------------|-------------------|-----------------|
|  | NO. OF<br>CLAIMS |            | EXTRA<br>CLAIMS | RATE              | FEE             |
| Basic Application Fee  |                  |            |                 |                   | \$710.00 (101)  |
| Total Claims   | 21               | MINUS 20 = | 1               | × \$18.00 (103) = | 18.00           |
| Independent Claims   | 5                | MINUS 3 =  | 2               | × \$80.00 (102) = | 160.00          |
| If multiple dependent claims are presented, add \$270.00 (104)           |                  |            |                 |                   |                 |
| Total Application Fee  |                  |            |                 |                   | \$870.00        |
| If small entity status is claimed, subtract 50% of Total Application Fee |                  |            |                 |                   | \$435.00        |
| Add Assignment Recording Fee \$ if Assignment document is enclosed       |                  |            |                 |                   |                 |
| <b>TOTAL APPLICATION FEE DUE</b>   |                  |            |                 |                   | <b>\$435.00</b> |

☐ This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.

☒ A check in the amount of \$ 435.00 is enclosed for the fee due.

☐ Charge \$            to Deposit Account No. 02-4800 for the fee due.

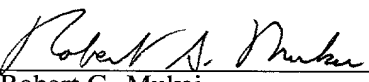
☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Please address all correspondence concerning the present application to:

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Respectfully submitted,  
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Date: June 14, 2001